

**SUPREME COURT MINUTES
WEDNESDAY, MARCH 18, 1998
SAN FRANCISCO, CALIFORNIA**

S067733 Dawnelle Barris, Appellant
2nd Dist. v.
B105216 County of Los Angeles, Respondent
Div. 4 Appellant's petition for review GRANTED.

George, C.J.
Mosk, J.
Kennard, J.
Werdegar, J.
Chin, J.

S021683 People, Respondent
 v.
 Ronald Anthony Jones, Appellant
 Petition for rehearing DENIED.

S067063 Donna Matthews, Petitioner
 v.
 Public Utilities Commission, Respondent
 Meadows Management Company et al., Real Parties in Interest
 Petition for writ of review DENIED.

S067454 John Guerin et al., Petitioners
 v.
 Fourth Appellate District, Div. 3 Court of Appeal, Respondent
 Petition for writ of mandate DENIED.

S060571 In re Ricardo Roldan
 on
 Habeas Corpus
 Petition for writ of habeas corpus DENIED.

S061087 In re Jerri Ann Richards
 on
 Habeas Corpus
 Petition for writ of habeas corpus DENIED.

S063182 In re James Tracy Lilly
 on
 Habeas Corpus
 Petition for writ of habeas corpus DENIED.

1st Dist. Richard Canatella, Appellant
A069553 v.
Div. 4 Louise Renne et al., Respondents
S067290 Petition for review DENIED.

1st Dist. Francis Bise et al., Appellants
A071076 v.
A075001 Rhone-Poulenc Inc. et al., Respondents
Div. 4 Petition for review DENIED.
S067364 The request for an order directing publication of the opinion is
 DENIED.

1st Dist. In re Andrew B. Davi on Habeas Corpus
A071977 -----
A074483 People, Respondent
Div. 3 v.
S067040 Andrew B. Davi, Appellant
 Appellant's petition for review DENIED.

1st Dist. Jordan Lawrence & Martin, Appellant
A073361 v.
Div. 3 W. Wong Construction Inc. et al., Respondents
S067714 Petition for review DENIED.

1st Dist. Roberta Carcione, as Executor, etc. et al., Appellants
A073455 v.
A074525 California State Automobile Association et al., Respondents
Div. 4 Petition for review DENIED.
S067579 The request for an order directing publication of the opinion is
 DENIED.

1st Dist. Cynthia Jill Ford et al., Appellants
A073596 v.
Div. 3 Pacific Gas and Electric Company, Respondent
S067328 Petition for review DENIED.
The requests for an order directing depublication of the opinion
are DENIED.
Chin, J., did not participate.

1st Dist. People, Respondent
A075180 v.
Div. 5 Beverly Kathleen Stafford, Appellant
S067873 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A075474 v.
A077187 Ollie Jerome Hall, Appellant
Div. 2 -----
S067270 In re Ollie Jerome Hall on Habeas Corpus
Appellant's petition for review DENIED.

1st Dist. People, Respondent
A075476 v.
Div. 5 Keith S. Hitchings, Appellant
S067108 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A075571 v.
Div. 4 Nathaniel McCoy, Appellant
S067437 Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

1st Dist. People, Respondent
A075669 v.
Div. 5 Deshama E. Lankford-Byrd et al., Appellants
S067164 Appellants' petitions for review DENIED.

1st Dist. People, Respondent
A075816 v.
Div. 2 Frank Charles VanLoock, Appellant
S067005 Appellant's petition for review DENIED.

1st Dist. Gavril Gross et al., Respondents
A076275 v.
Div. 3 Ken Sokolik et al., Appellants
S067918 Petition for review DENIED.
The request for an order directing publication of the opinion is DENIED.

1st Dist. Jerome R. Singer, Appellant
A076331 v.
Div. 5 Regents of the University of California, Appellant
S066620 Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

1st Dist. Mehta & Company Incorporated, Respondent
A076350 v.
Div. 1 William C. Burkett, Appellant
S067523 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A076764 v.
Div. 5 Ronald Dean Davis, Appellant
S067461 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A076765 v.
Div. 1 Allen Ray Adams II, Appellant
S066996 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A076983 v.
Div. 5 Eric N. Lloyd, Appellant
S067866 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A077435 v.
Div. 1 Joseph Dean Stritenberger, Appellant
S067952 Appellant's petition for review DENIED.

1st Dist. A078199 Div. 5 S067746	Chris B. Rickrode, Appellant v. Utica Mutual Insurance Company, Respondent Appellant's petition for review DENIED.
1st Dist. A079151 Div. 5 S067870	The Earthgrains Company, Petitioner v. Workers' Compensation Appeals Board et al., Respondents Petition for review DENIED.
1st Dist. A079868 Div. 1 S067540	Town of Hillsborough, Petitioner v. Workers' Compensation Appeals Board et al., Respondents Petition for review DENIED.
1st Dist. A080117 Div. 4 S067815	Dionisio Fernandes et al., Petitioners v. Alameda County Superior Court, Respondent Clifford B. Malone, Jr., Real Party in Interest Petition for review DENIED.
1st Dist. A080827 Div. 5 S067978	Fred R., Petitioner v. Solano County Superior Court, Respondent Solano County Health & Social Services Department, Real Party in Interest Petition for review DENIED.
2nd Dist. B097353 B098817 Div. 2 S067667	Baja Incorporated, Appellant v. Century Medicorp et al., Appellants Appellants' petition for review DENIED.
2nd Dist. B098689 Div. 5 S067783	Arnold Goldberg, Appellant v. First Nationwide Network Mortgage Co. et al., Respondents Quirk Company, Respondent Petition for review DENIED.

2nd Dist. Kathe Brenner, Respondent
B099877 v.
Div. 2 Cantor Fitzgerald Inc. et al., Appellants
S067969 Petition for review DENIED.

2nd Dist. Ronald E. Allen, Appellant
B099885 v.
Div. 7 Brenda Wilderman et al., Respondents
S067178 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B099962 v.
Div. 3 Michael Dwayne Johnson, Appellant
S067126 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B101959 v.
Div. 2 Arturo Perez Patino et al., Appellants
S067831 Appellants' petitions for review DENIED.

2nd Dist. Encore Industries Incorporated, Appellant
B103209 v.
Div. 3 Computer Enhancements et al., Respondents
S067879 Petition for review DENIED.

2nd Dist. People, Respondent
B103392 v.
Div. 7 Daniel Noriega, Appellant
S066842 Respondent's petition for review DENIED.

2nd Dist. People, Respondent
B103585 v.
Div. 6 Michael D. Messer, Appellant
S067899 Appellant's petition for review DENIED.
 Kennard, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent
B106765 v.
Div. 2 Fletcher Charles Gill, Appellant
S067330 Respondent's petition for review DENIED.

2nd Dist. People, Respondent
B106802 v.
Div. 4 Donald Edge, Appellant
S067944 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B108139 v.
Div. 5 Lorenzo Perez Guerra, Appellant
S067807 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B108164 v.
Div. 4 Ricardo Nunez, Appellant
S067922 Appellant's petition for review DENIED.

2nd Dist. Richard J. Eum, Appellant
B108766 v.
Div. 2 Andrew E. Smyth et al., Respondents
S067826 Petition for review DENIED.

2nd Dist. People, Respondent
B109397 v.
Div. 1 Ricardo Ortiz, Appellant
S067953 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B109571 v.
Div. 6 Joseph Daniel Dennis, Appellant
S067932 Appellant's petition for review DENIED.

2nd Dist. Lisa Christine Eriksen, Respondent
B109749 v.
Div. 7 Condor Insurance Company, Appellant
S067653 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B109765 v.
Div. 1 Esteban Hernandez Navarro, Appellant
S067386 Petitions for review DENIED.

2nd Dist. People, Respondent
B110092 v.
Div. 2 Byron Goodwin, Appellant
S067264 Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent
B110096 v.
Div. 5 Michael A. Vera, Appellant
S067958 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B110125 v.
Div. 2 Denise C. Richards, Appellant
S067904 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B1100296 v.
Div. 5 David Thompson, Appellant
S067828 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111293 v.
Div. 5 Kevin Francis Fitzgerald, Appellant
S067112 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111386 v.
Div. 6 Jason Lemar Thompson, Appellant
S067906 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111627 v.
Div. 4 Jose Gomez, Appellant
S067872 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B112319 v.
Div. 7 Paul J. Patchen, Appellant
S067493 Respondent's petition for review DENIED.

- 2nd Dist. Colleen Carroll, Appellant
B112393 v.
Div. 2 County of Los Angeles et al., Respondents
S067876 Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.
The requests for an order directing depublication of the opinion
are DENIED.
- 2nd Dist. State of California, etc. et al., Petitioners
B113884 v.
Div. 3 Los Angeles County Superior Court, Respondent
S067429 Staci Beth Glovsky et al., Real Parties in Interest
Real Parties in Interest's petition for review DENIED.
- 2nd Dist. George Esseff, Petitioner
B116574 v.
Div. 6 Ventura County Superior Court, Respondent
S067023 Grace Boyett, Real Party in Interest
Petition for review DENIED.
- 2nd Dist. Blue Cross of California, Petitioner
B116860 v.
Div. 5 Workers' Compensation Appeals Board, Respondent
S067483 Village Cleaners, Respondent
Petition for review DENIED.
- 2nd Dist. Union of Needletrades et al., Petitioners
B117903 v.
Div. 5 Los Angeles County Superior Court, Respondent
S067335 Guess Inc., Real Party in Interest
Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.
- 2nd Dist. Loyalty Warehouse Corporation, Petitioner
B118336 v.
Div. 2 Los Angeles County Superior Court, Respondent
S067982 Bumble Bee Seafoods Incorporated, Real Party in Interest
Petition for review DENIED.

2nd Dist. In re Terry Price
B118427 on
Div. 1 Habeas Corpus
S067901 Petition for review DENIED.

2nd Dist. In re Vester L. Patterson
B118560 on
Div. 7 Habeas Corpus
S067888 Petition for review DENIED.

2nd Dist. Stephen Mitchell, Petitioner
B118566 v.
Div. 3 Los Angeles County Superior Court, Respondent
S067820 David Miscavige, Real Party in Interest
 Petition for review DENIED.

2nd Dist. Thomas Marvin Maxwell, Petitioner
B118778 v.
Div. 7 Los Angeles County Superior Court, Respondent
S067799 Pete Wilson, Real Party in Interest
 Petition for review DENIED.

2nd Dist. In re Michelle Christopher
B119953 on
Div. 1 Habeas Corpus
S068533 Petition for review DENIED.

3rd Dist. People, Respondent
C020889 v.
S067096 Rory Brian Clay et al., Appellants
 Appellants' petitions for review DENIED.

3rd Dist. William Fluharty, Appellant
C021772 v.
S066905 Jack Fluharty, Respondent
 Petition for review DENIED.
 Kennard, J., is of the opinion the petition should be granted.

3rd Dist. People, Respondent
C022295 v.
S067829 James Louis Raynor, Appellant
Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

3rd Dist. In re Katie T., a Person Coming Under the Juvenile Court Law
C023131 -----
S066823 People, Respondent
v.
Katie T., Appellant
Petition for review DENIED.

3rd Dist. Theodore P. Manos et al., Appellants
C023164 v.
S067853 Fruit Growers Supply Company et al., Respondents
Petition for review DENIED.

3rd Dist. NBS Imaging Systems Incorporated, Respondent
C024030 v.
C024822 State Board of Control et al., Appellants
S067715 Polaroid Corporation et al., Real Parties in Interest
Request for judicial notice denied.
Respondent's petition for review DENIED.

3rd Dist. People, Respondent
C024056 v.
S067880 David Richard Williams, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C024220 v.
S067937 Michael John Paluck, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C024594 v.
S067198 Manuel Joe Lopez, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C024684 v.
S067919 Raymond Lewis Moore, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C025434 v.
S068032 Stephen Toby Porthouse, Appellant
Appellant's petition for review DENIED.

3rd Dist. Jonathan Reeves, Appellant
C025832 v.
S067931 Gayle Manufacturing Company et al., Respondents
Petition for review DENIED.

3rd Dist. People, Respondent
C025924 v.
S067898 Del Leon Pruitt, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C026347 v.
S067871 Douglas Craig Lafauci, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C026496 v.
S067956 Brad Sterling Wiegand, Appellant
Appellant's petition for review DENIED.

3rd Dist. Thomsen Family Partnership, Petitioner
C028133 v.
S067530 Workers' Compensation Appeals Board et al., Respondents
Petition for review DENIED.
Baxter, J., and Chin, J., are of the opinion the petition should be granted.

3rd Dist. C028188 S067750	In re Barry Dewayne Woods on Habeas Corpus Petition for review DENIED.
4th Dist. D026418 Div. 1 S067255	People, Respondent v. Sidney Daniel Herrera, Appellant Appellant's petition for review DENIED.
4th Dist. D026669 D027876 Div. 1 S067911	People, Respondent v. Esteban Matias Fuentes, Appellant ----- In re Esteban Matias Fuentes on Habeas Corpus Appellant's petition for review DENIED.
4th Dist. D027241 Div. 1 S067263	People, Respondent v. Martin Leal Medina, Appellant Appellant's petition for review DENIED.
4th Dist. D029696 Div. 1 S067917	David Selinger, Petitioner v. Workers' Compensation Appeals Board et al., Respondents Petition for review DENIED.
4th Dist. D030124 Div. 1 S067891	Luce Forward Hamilton & Scripps, LLP, Petitioner v. San Diego County Superior Court, Respondent Pacific Gateway Ltd. et al., Real Parties in Interest Petition for review DENIED.
4th Dist. D030382 Div. 1 S068367	Veronica U. Gonzalez, Petitioner v. San Diego County Superior Court, Respondent People, Real Party in Interest Application for stay and petition for review DENIED.

4th Dist. Richard Lee, Appellant
E016169 v.
Div. 2 Dorothy Nordberg et al., Respondents
S067564 And Companion Case
Petition for review DENIED.

4th Dist. Andrew E. Stevens, Appellant
E016346 v.
Div. 2 Farmers and Merchants Bank of Long Beach, Respondent
S067867 Respondent's petition for review DENIED.

4th Dist. People, Respondent
E017403 v.
Div. 2 William Craig Davis, Appellant
S067039 Appellant's petition for review DENIED.

4th Dist. Desert Hospital Corporation, Respondent
E018052 v.
Div. 2 Mark A. Smith et al., Appellants
S067855 Appellants' petition for review DENIED.

4th Dist. People, Respondent
E018751 v.
Div. 2 Teodoro Gallardo Bermudes, Appellant
S067117 Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

4th Dist. Rudy J. Realo, Jr., et al., Appellants
E019235 v.
Div. 2 Thomas J. Bois et al., Respondents
S067223 Appellants' petition for review DENIED.

4th Dist. People, Respondent
E019374 v.
Div. 2 Jeffrey Scott Neel, Appellant
S067794 Appellant's petition for review DENIED.

4th Dist. E019846 E019966 Div. 2 S068035	People, Respondent v. Cherie Kordyak, Appellant Appellant's petition for review DENIED.
4th Dist. E022117 Div. 2 S068448	Kim Anh Thi Tran, Petitioner v. Jay R. Stroh et al., Respondents Application for stay and petition for review DENIED.
4th Dist. G015077 Div. 3 S067913	William J. Tsumpes, Jr., Appellant v. NCR Corporation et al., Respondents Appellant's petition for review DENIED.
4th Dist. G016674 G016150 Div. 3 S067957	In re the Marriage of Sam and Jo Anne Mangione ----- Jo Anne Mangione, Appellant v. Sam Mangione, Respondent And Companion Case Petition for review DENIED.
4th Dist. G016677 Div. 3 S067868	Thomas J. O'Keefe, Appellant v. Linctech Research Incorporated et al., Respondents Petition for review DENIED.
4th Dist. G018335 Div. 3 S067722	People, Respondent v. Edward Charles Allaway, Appellant Appellant's petition for review DENIED.
4th Dist. G018947 Div. 3 S067397	People, Respondent v. Oscar Lemus, Appellant Appellant's petition for review DENIED.

4th Dist. G019469 Div. 3 S067924	People, Respondent v. Steve Martinez, Appellant Appellant's petition for review DENIED.
4th Dist. G019474 Div. 3 S067934	People, Respondent v. Dung Nguyen, Appellant Appellant's petitions for review DENIED.
4th Dist. G019946 Div. 3 S067202	People, Respondent v. Luis Tapia Guzman, Appellant Appellant's petition for review DENIED.
4th Dist. G022637 Div. 3 S067875	Roy J. Seaquist et al., Petitioners v. Workers' Compensation Appeals Board et al., Respondents Petition for review DENIED.
5th Dist. F025186 S067881	People, Respondent v. Audelino Farias et al., Appellants Appellants' petitions for review DENIED.
5th Dist. F025642 S067094	People, Respondent v. Anthony Gene Sutton, Appellant Appellant's petition for review DENIED.
5th Dist. F026011 F026898 S067631	People, Respondent v. Louis S. Mata, Jr., Appellant Appellant's petition for review DENIED.
5th Dist. F027423 S067996	People, Respondent v. Stein Heath Cole, Appellant Appellant's petition for review DENIED.

5th Dist. People, Respondent
F027477 v.
S067928 Donald Ray Riddle, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F027569 v.
S067818 Charles M. Hindman, Appellant
Appellant's petition for review DENIED.

5th Dist. Parlier Unified School District et al., Petitioners
F029282 v.
S067993 Workers' Compensation Appeals Board et al., Respondents
Petition for review DENIED.

6th Dist. Santa Clara County Government Attorneys Assn. et al., Appellants
H016066 v.
S067390 County of Santa Clara et al., Appellants
Appellants' petition for review DENIED.

6th Dist. People, Respondent
H016322 v.
S067951 Sang Van Nguyen, Appellant
Appellant's petition for review DENIED.

6th Dist. City of Salinas et al., Petitioners
H017587 v.
S067539 Workers' Compensation Appeals Board et al., Respondents
Petition for review DENIED.

6th Dist. Frederick Hall, Petitioner
H017879 v.
S067841 Santa Cruz County Superior Court, Respondent
People, Real Party in Interest
Petition for review DENIED.

- 6th Dist. In re Terence Jon Mahoney
H017894 on
S067865 Habeas Corpus
 Petition for review DENIED. (see *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Miller* (1941) 17 Cal.2d 734, 735.)
- 6th Dist. Martin Picha, Petitioner
H017953 v.
S067916 Santa Clara County Superior Court, Respondent
 People, Real Party in Interest
 Application for stay and petition for review DENIED.
- 2nd Dist. Glenn Cairns et al., Appellants
B106317 v.
Div. 4 County of Los Angeles, Respondent
S067610 City of Malibu, Appellant
 On the recommendation of the Court of Appeal pursuant to rule 978 of the California Rules of Court, the Reporter of Decisions is directed to publish the opinion in the above-entitled appeal in the Official Reports. (See subdivision (c) of rule 978, California Rules of Court.)
- 1st Dist. Patricia McColm, Appellant
A078680 v.
Div. 4 Westwood Park Association, Respondent
S068063 The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal, filed February 6, 1998, which appears at 61 Cal.App.4th 392. (Cal. Const., art. VI, section 14; rule 976, Cal. Rules of Court.)
- 1st Dist. People, Respondent
A072648 v.
Div. 3 Hooshang Sohrab, Appellant
S067133 The request for an order directing depublication of the opinion in the above entitled cause is DENIED.

- 2nd Dist. In re the Marriage of Martha Stonawski and Rudolf Stonawski
B109576 -----
Div. 7 Martha Stonawski, Appellant
S067593 v.
Rudolf Stonawski, Respondent
The request for an order directing publication of the opinion in
the above entitled cause is DENIED.
- 4th Dist. Jenean McBrearty, Petitioner
D027877 v.
Div. 1 City of Brawley, Appellant
S067838 The requests for an order directing depublication of the opinion
in the above entitled cause are DENIED.
- 4th Dist. Charles E. Tady, Appellant
E018808 v.
Div. 2 Holland America Line-Westours Inc., Respondent
S067726 The request for an order directing publication of the opinion in
the above entitled cause is DENIED.
- S033571 People, Respondent
v.
Warren James Bland, Appellant
On application of appellant and good cause appearing, it is
ordered that the appellant is granted to and including May 19, 1998,
to request correction of the record on appeal. Counsel for appellant
is ordered to notify the Clerk of the Supreme Court in writing as
soon as the act as to which the Court has granted an extension of
time has been completed.
- S034725 In re Andre Burton
on
Habeas Corpus
On application of respondent and good cause appearing, it is
ordered that the time to serve and file respondent's return to the
order to show cause is extended to and including April 20, 1998.

S060756 In re Anthony John Sully
 on
 Habeas Corpus

On application of petitioner and good cause appearing, it is ordered that the time to serve and file petitioner's reply to informal response to the petition for writ of habeas corpus is extended to and including June 8, 1998.

S062201 John Guz, Appellant
 v.
 Bechtel National Incorporated et al., Respondents

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's reply brief on the merits is extended to and including May 29, 1998.

S068048 In re Cedric S. Harrison
 on
 Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's informal response to the petition for writ of habeas corpus is extended to and including March 26, 1998.

S004767 People, Respondent
Crim. v.
26407 Steven Livaditis, Appellant

Good cause appearing, the application of appointed counsel for permission to withdraw as attorney of record for appellant, filed February 13, 1998, is granted.

The order appointing the State Public Defender as counsel of record for appellant Steven Livaditis, filed December 18, 1987, is hereby vacated.

Thomas Nishi and Jan B. Norman are hereby appointed as attorneys of record for appellant Steven Livaditis, the former as lead counsel and the latter as associate counsel. Counsel are appointed for purposes of all appropriate post-conviction proceedings in this court, and for subsequent proceedings, including the preparation and filing of a petition for clemency with the Governor of California, as appropriate.

S032832 People, Respondent

v.

Omar Fuentes Martinez, Appellant

Upon request of appellant for appointment of counsel, Kathy M. Chavez is hereby appointed to represent appellant on his automatic appeal now pending in this court, including any related habeas proceedings.

S063425 Foster-Gardner, Inc., Appellant

v.

National Union Fire Insurance Company of Pittsburgh et al.,
Respondents

Appellant's February 9, 1998, letter, treated as an application to file supplemental briefing, is denied. (Cal. Rules of Court, rule 28(e)(2), 29.3(c).)

The court will not consider briefing or hear argument on the issue of which party has the burden of proving an exception to the pollution exclusion clause.

S033998 In the Matter of the Suspension of Attorneys

Pursuant to Rule 962 California Rules of Court

Having been provided proof of compliance pursuant to subdivision (1) of section 11350.6 of the Welfare and Institutions Code, the suspension of **Larry V. Combs**, pursuant to our order filed on July 23, 1993, is hereby terminated.

This order is final forthwith.